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**A Publication of the  
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,  
PROFESSIONAL ENGINEERS, DESIGNERS AND LAND SURVEYORS**

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**Volume 9, No. 2** **September, 2001**

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**Governor McCallum Appoints Herrera**

Governor Scott McCallum announced on March 30, 2001, that he had appointed Oscar Herrera as the Secretary of the Department of Regulation and Licensing. Herrera has served sixteen years in state government including from 1999 to the time of his appointment as the Director of the Bureau of Minority Business Development in the Department of Commerce. From 1992 to 1998 he was the Director of the Wisconsin Coastal Management Program in the Department of Administration, and from 1985 to 1991 worked as a program and planning analyst with the Coastal Management Program. He was twice awarded the Department of Administration's Exceptional Performance Award.

Herrera was born and raised in Mexico City. He obtained a Bachelor's degree in Economics from the National University of Mexico and a Master's degree in Agricultural Economics from the University of Chapingo in Mexico. He also attended the University of Wisconsin-Madison where he obtained a Master's degree in Continuing and Vocational Education and completed Doctoral studies (Ph.D.abd) in Development.

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### **Secretary Herrera Appoints Hildebrand**

On June 1, 2001, Secretary Oscar Herrera appointed Katharine Hildebrand as the new Director of the Bureau of Business and Design Professions. Ms. Hildebrand comes to the Department of Regulation and Licensing from the Office of the Governor where she worked since 1999. She served on the Education Policy Team under former Governor Tommy Thompson, and became Education Policy Advisor for Governor Scott McCallum. Ms. Hildebrand grew up in Neenah, and earned her Bachelor's degree from Smith College in Massachusetts.

### **Board Member Information**

#### Governor Appoints New Board Members

Governor Scott McCallum appointed Robert J. Pertzborn, Madison, to the Designer Section as a professional member; and, Arno Wm. Haering, Wausau, to the Architect Section, as a public member.

Robert Pertzborn's term will expire July 1, 2003. Mr. Pertzborn is the president of H. J. Pertzborn Plumbing and Fire Protection Corp, Madison, a third generation plumbing company. His predecessor on the Board was Clint McCullough.

Arno Wm. Haering's term will expire July 1, 2004. Mr. Haering is retired. He was the Executive Director of the North Central Wisconsin Regional Planning Commission. His predecessor on the Board was Lisa Stark.

#### Governor Reappoints Board Members

Governor Scott McCallum reappointed the following Board members:

- Robert Hoskins (Franklin) to the Land Surveyor Section as a public member. His 4-year term will expire July 1, 2005. Mr. Hoskins is a retired teacher.
- Harold Kolb (Lake Geneva) to the Land Surveyor Section as a professional member. His 4-year term will expire July 1, 2005. Mr. Kolb is a retired land surveyor.
- Karen Kalishek (Shawano) to the Designer Section as a public member. Her 4-year

term will expire July 1, 2005. Ms. Kalishek is an International Consultant for KAL Consulting.

#### Board Members Complete Terms

The following members have completed their terms on the Board:

Clint McCullough, served on the Designer Section from November 2, 1989, until April 11, 2001, as a professional member.

Terry Richard served on the Engineer Section from November 1, 1999, until July 14, 2001, as a professional member.

Members of all Sections of the Board wish to recognize and commend these Board members for their dedication and years of service to the Board and the citizenry of Wisconsin.

### **Renewal for Designers and Firms (COAs)**

Licenses for designers of engineering systems, land surveyors, and certificates of authority for firms, partnerships and corporations will expire on January 31, 2002. Renewal applications will be sent around the middle of November 2001. Persons or firms who hold a valid license in November 2001 will receive a renewal application at that time. Renewal applications received by the Department after the deadline date of January 31, 2002, will be assessed a \$25 late fee.

### **Plan Stamping**

The Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors has had considerable discussion during the past year about ethical issues relating to plan stamping. This discussion focused on the impact of digital technology on registration seals, and signatures on drawings and specifications filed as public documents.

Even though the Joint Board revised Section A-E 2.02 (7), Wis. Admin. Code, in April 1999, the Board is very close to promulgating a new rule. The rule should become effective some time this fall. The current rule states: "All seals or stamps affixed to drawings to be filed as public documents shall be original. No

stickers or electronically scanned images shall be allowed. All seals and stamps on drawings shall be signed and dated by the registered professional in a permanent ink contrasting with the seal and the background. If other standards are prescribed by statute, the statutes shall govern.”

The new rule, which has already been sent to the appropriate legislative committees will authorize registrants to use electronic signatures, including the use of registration seals or stamps, when submitting drawings and specifications as public documents, **as permitted by the governmental unit receiving the drawings and specifications.** This proposed change will permit registrants to take advantage of available technology and to more efficiently submit original documents required as public records. The new rules will be published in the next issue of the Regulatory Digest.

### **Ethics**

The purpose of regulating and licensing professions by the State of Wisconsin is to protect the public interest. Although the Department of Regulation and Licensing acted on more than 4,400 cases in the most recent reporting biennium, to a great extent licensed professions are also self-regulating. A licensed credential holder is expected to act as a professional. This includes awareness of ethical issues.

Ethical violations come in many forms, both willful acts and errors of omission. As an example, consider license non-renewal. The Department of Regulation and Licensing renews the credentials of licensed professionals pursuant to Section 440.08(1) of the Wisconsin Statutes. To a professional, the importance of renewing on a timely basis is to avoid practicing without a license. From a business perspective, significant consequences for non-renewal may include invalidating malpractice or liability insurance. Disciplinary action may also result from practicing without a valid license.

If a person is found to have engaged in a practice or used a title without the required credential, the Department may issue a special

order enjoining the person from continuing that practice. If a person violates the special order, the person may be required to forfeit up to \$10,000 each day of continued violation.

The Department has a second alternative in cases of unlicensed practice. The circuit court may be petitioned for a temporary restraining order or injunction. If a person violates the temporary restraining order or injunction, the person may be fined no less than \$25 or more than \$5,000 and/or imprisoned for up to one year.

The question arises as to whether there are any requirements beyond the need for a professional to keep his or her own license current. For example, what if a licensed professional discovers that another party is holding himself or herself out as licensed but is, in fact, not? Perhaps that person is using a regulated title in advertising, or introducing himself or herself socially by the title.

Wisconsin Administrative Code A-E 8.07 notes that licensees “shall assist in enforcing laws which prohibit the unlicensed practice of architecture, professional engineering, designing and land surveying by reporting violations to the board.” In addition, A-E 8.08 states that licensees “shall furnish the board with information indicating that any person or firm has violated provisions in ch. 443, Stats., rules in this chapter or other legal standards applicable to the profession”.

Professional conduct standards of particular importance to the professions of architects, landscape architects, professional engineers, designers, and land surveyors are laid out in Chapter A-E 8.08 of the Wisconsin Administrative Code. These include requirements related to avoiding conflicts of interest, truthfulness in representing offers and services, as well as applying standards of care and competence. Professional conduct also precludes misrepresentation of qualifications such as education, specialized training or experience. These rules of conduct should be applied in all dealings with the public. Licensed professionals should be aware, as well, of potential violations by other licensed

professionals and report these to the Department of Regulation and Licensing.

## **ARCHITECTS SECTION NEWS**

### Section Meeting Dates in 2001

September 5, November 14

All meetings are held at 1400 East Washington Avenue, Madison, WI. Meetings are open to the public.

### **AIA Golden Award**

Roger D. Roslansky, AIA, LaCrosse, was selected by the AIA Wisconsin Board of Directors to receive the 2001 Golden Award.

The Golden Award is the highest honor AIA Wisconsin can bestow on one of its members. Its purpose is to recognize individual architects who have performed most distinguished leadership and service on behalf of the state component of the American Institute of Architects over an extended period of time and who have advanced the cause of the profession of architecture by providing inspiration to their fellow practitioners.

The Golden Award was formally presented to Roslansky during a special Awards Luncheon on May 2 at the 2001 AIA Wisconsin Convention at the Monona Terrace Community & Convention Center in Madison.

This year's Golden Award was approved by the AIA Wisconsin Board of Directors at its December meeting in Milwaukee. Robert E. Shipley, AIA, 2000 AIA Wisconsin President, commented that the nomination submitted on Roslansky's behalf highlighted his commitment to the profession, mentoring future architects, life-long learning, the arts and community involvement. Roslansky's dedicated service and leadership exemplify the purposes for which the Golden Award was established, according to Shipley.

Roger Roslansky has significantly contributed to the profession of architecture and AIA Wisconsin during his distinguished 40-year career. He served as President of AIA Northwest Wisconsin in 1975 and, subsequently, was elected as a Director-At-Large on the Board of Directors of the

Wisconsin Society of Architects. As a leader of the WSA's legislative "Minutemen" program, he encouraged the active grassroots involvement of members throughout the state in important government affairs issues affecting the profession. In 1992, Roslansky served as President of AIA Wisconsin and helped guide important public awareness initiatives and strengthened relationships with State Building Commission staff and contractor organizations. In 1994, he was appointed by the Governor to the Architects Section of the Joint Examining Board and has served as Chair of the Architects Section since 1997.

Following 33 years with HSR Associates, Inc., Roslansky formed his own firm, Roslansky Architecture, in 1998. From 1982 through 1997, he was the president and senior principal-design of HSR Associates in LaCrosse, a firm he first joined in 1964 when it was known as Hackner, Schroeder & Associates. A strong advocate for the arts and downtown redevelopment, Roslansky helped create the United Fund for the Arts and the Downtown Sculpture Committee in LaCrosse.

Roger Roslansky is the fourteenth recipient of the AIA Wisconsin Golden Award. Previous Golden Award recipients include: David E. Lawson, FAIA; Paul H. Graven, FAIA; Mark A. Pfaller, FAIA; Wayne E. Spangler, FAIA; Leonard H. Reinke, FAIA; Nathaniel W. Sample, FAIA; Harry A. Schroeder, AIA; John P. Jacoby, FAIA; Noble E. Rose, AIA; Douglas H. Smith, AIA; Gary V. Zimmerman, FAIA; James W. Miller, FAIA; and, George A. D. Schuett, FAIA.

### **Using the Term Architect**

Becoming a registered architect in the State of Wisconsin is a concentrated, very serious endeavor. It requires both education and experience now totaling a minimum of 7 years. In addition, a comprehensive, 5-part exam lasting over half a week must be passed followed by an intern development program (IDP).

Obviously, a person needs to make a lengthy commitment and undertake extensive preparation in order to reach a position to earn a



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**(608) 266-5511**

After dialing this number you are asked to press various extensions. For the following requests, please press numbers as noted:

<b>Applications Forms</b>	<b>Press 11</b>
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<b>Whether A Person is Licensed</b>	<b>Press 442</b>

## Visit the Department's Web Site

[www.drl.state.wi.us](http://www.drl.state.wi.us)

For our new "Online Verification of Credential Holders" click on the "Business and Professional License Lookup" button on the Department's home page.

Copies of the Regulatory Digest are on the Web.

Send comments to [dorl@drl.state.wi.us](mailto:dorl@drl.state.wi.us)

## Wisconsin Statutes and Code

Copies of the Wisconsin Statutes and Administrative Code Relating to the Regulation of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors can be ordered from the Department. Include your name, address, county and a check payable to the Department of Regulation and Licensing in the amount of \$5.28. The latest edition is dated January 2001.

## Change of Name or Address?

Please photocopy the mailing label of this digest, make changes in name or address, and return it to the Department. Confirmation of changes is not automatically provided.

**SECTION 440.11, STATS, ALLOWS FOR A \$50 PENALTY TO BE IMPOSED WHEN CHANGES ARE NOT REPORTED WITHIN 30 DAYS.**

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